# UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

IN RE CATTLE AND BEEF ANTITRUST LITIGATION Case No. 20-cv-1319 (JRT/JFD)

This Document Relates To: ALL CASES

#### STIPULATION REGARDING STRUCTURED DATA PRODUCTIONS

The Plaintiffs along with JBS USA Food Company, JBS Packerland, Inc., Swift Beef Company, and JBS S.A. ("JBS") (collectively with Plaintiffs, the "Parties"), by and through their undersigned counsel, hereby stipulate as follows:

WHEREAS, at the June 17, 2022 case management conference, the Court set a deadline of July 14, 2022 for the Parties to complete the meet and confer process related to (1) the scope issues about JBS's structured data productions and (2) outstanding requests for production [Doc. No. 570];

WHEREAS, pursuant to the Court's order, Plaintiffs must file any motions on unresolved disputes pertaining to those topics no later than July 21, 2022 and JBS's responses will be due two weeks after the motion is filed [Doc. No. 570];

WHEREAS, the Parties have been engaging in the meet and confer process for several months and have reached agreement on most issues, and JBS has already produced cattle procurement and slaughter data and beef sales data for the full structured data time period, but a few outstanding issues remain;

WHEREAS, JBS has advised that it requires additional time to investigate the existence and scope of certain categories of structured data sought by Plaintiffs, and the

Parties wish to continue to meet and confer on the few remaining issues in an attempt to avoid motion practice and desire to extend the above deadlines by two weeks to accommodate additional investigation and meet and confers;

BASED ON THE RECITALS ABOVE, the Parties hereby stipulate and agree, subject to the Court's approval, as follows:

- 1. The Parties must complete the meet and confer process related to the scope issues about JBS's structured data productions by July 28, 2022.
- 2. Plaintiffs must file any motions on unresolved disputes pertaining to those topics no later than August 4, 2022 and JBS's responses will be due two weeks after any motion is filed.

Consistent with the above, the Parties respectfully request that the Court enter an order extending the deadlines as to JBS.

### Dated:

### /s/ Daniel Herrera

David R. Scott (pro hac vice)

Amanda F. Lawrence (pro hac vice)

Patrick J. McGahan (pro hac vice)

Michael P. Srodoski (Bar No. 0398250)

# SCOTT+SCOTT

## ATTORNEYS AT LAW LLP

156 Main Street P.O. Box 192

Colchester, CT 06415

Tel: 860-537-5537 Fax: 860-537-4432

david.scott@scott-scott.com

alawrence@scott-scott.com

pmcgahan@scott-scott.com

msrodoski@scott-scott.com

# Christopher M. Burke (pro hac vice)

## SCOTT+SCOTT

## ATTORNEYS AT LAW LLP

600 W. Broadway, Suite 3300

San Diego, CA 92101 Tel: 619-233-4565

Fax: 619-233-0508

cburke@scott-scott.com

### Joseph P. Guglielmo (pro hac vice)

# SCOTT+SCOTT

# ATTORNEYS AT LAW LLP

The Helmsley Building

230 Park Avenue, 17th Floor

New York, NY 10169

Tel: 212-223-6444

Fax: 212-223-6334

iguglielmo@scott-scott.com

Jennifer W. Sprengel (pro hac vice)

Daniel O. Herrera (pro hac vice)

Kaitlin Naughton (pro hac vice)

# **CAFFERTY CLOBES**

### MERIWETHER & SPRENGEL LLP

## Respectfully submitted,

## /s/ Jessica J. Nelson

Donald G. Heeman, Reg. No. 0286023

Jessica J. Nelson, Reg. No. 0347358

Randi J. Winter, Reg. No. 0391354

### **SPENCER FANE**

100 South Fifth Street, Suite 2500

Minneapolis, MN 55402

Tel.: (612) 268-7000

dheeman@spencerfane.com

jnelson@spencerfane.com

rwinter@spenderfane.com

Stephen Neuwirth (pro hac vice)

Sami H. Rashid (pro hac vice)

# QUINN EMANUEL URQUHART & SULLIVAN LLP

51 Madison Avenue

New York, NY 10010

Tel.: (212) 849-7000

stephenneuwirth@quinnemanuel.com

samirashid@quinnemanuel.com

Counsel for Defendants JBS USA Food Company, JBS Packerland, Inc., Swift Beef Company, and JBS S.A. in the DPP, Peterson, Erbert & Gerbert's, and Winn-Dixie cases

## /s/ Christopher R. Morris

Lewis A. Remele, Jr., Reg. No. 90724

Christopher R. Morris, Reg. No. 230613

# **BASSFORD REMELE, P.A.**

100 South 5th Street, Suite 1500

Minneapolis, MN 55402

Tel.: (612) 333-3000

lremele@bassford.com

cmorris@bassford.com

William F. Hargens (pro hac vice)

Mark F. Enenbach (pro hac vice)

135 S. LaSalle, Suite 3210

Chicago, IL 60603 Tel: 312-782-4880

Fax: 312-782-4485

jsprengel@caffertyclobes.com dherrera@caffertyclobes.com knaughton@caffertyclobes.com

Ellen Meriwether (pro hac vice)

# CAFFERTY CLOBES MERIWETHER & SPRENGEL LLP

205 N. Monroe Street Media, PA 19063 Tel: 215-864-2800

Fax: 215-864-2810

emeriwether@caffertyclobes.com

# Interim Co-Lead Counsel for the Cattle Plaintiffs

K. Craig Wildfang (Bar No. 0117043) Thomas J. Undlin (Bar No. 0183751) Stacey P. Slaughter (Bar No. 0296971) Geoff Kozen (Bar No. 0398626) Eric P. Barstad (Bar No. 0398797) Austin Hurt (appearance to be filed shortly)

### ROBINS KAPLAN LLP

800 LaSalle Avenue, Suite 2800

Minneapolis, MN 55402

Tel: 612-349-8500 Fax: 612-339-4181

kcwildfang@robinskaplan.com tundlin@robinskaplan.com sslaughter@robinskaplan.com gkozen@robinskaplan.com ebarstad@robinskaplan.com ahurt@robinskaplan.com

Kellie Lerner (pro hac vice)

### ROBINS KAPLAN LLP

399 Park Avenue, Suite 3600

New York, NY 10022 Tel: 212-980-7400 Patrick E. Brookhouser, Jr. (*pro hac vice*) Matthew G. Munro (*pro hac vice*)

# MCGRATH NORTH MULLIN & KRATZ, PC LLO

First National Tower, Suite 3700 1601 Dodge Street Omaha, NE 68102 Tel: (402) 341-3070 whargens@mcgrathnorth.com menenbach@mcgrathnorth.com pbrookhouser@mcgrathnorth.com

mmunro@mcgrathnorth.com

Counsel for Defendants JBS USA Food Company, JBS Packerland, Inc., Swift Beef Company, and JBS S.A. in the Cattle case Fax: 212-980-7499

klerner@robinskaplan.com

# Liaison Counsel for the Cattle Plaintiffs

Steve W. Berman (pro hac vice)

Breanna Van Engelen (pro hac vice)

# HAGENS BERMAN SOBOL SHAPIRO LLP

1301 Second Avenue, Suite 2000

Seattle, Washington 98101

Tel: 206-623-7292 Fax: 206-623-0594 steve@hbsslaw.com breannay@hbsslaw.com

Shana E. Scarlett (pro hac vice)

Rio S. Pierce (*pro hac vice*)

Abby Wolf (pro hac vice)

# HAGENS BERMAN SOBOL SHAPIRO LLP

715 Hearst Avenue, Suite 202

Berkeley, California 94710

Tel: 510-725-3000 Fax: 510-725-3001 shanas@hbsslaw.com riop@hbsslaw.com

abbyw@hbsslaw.com

W. Joseph Bruckner (MN #0147758)

Brian D. Clark (MN #0390069)

Arielle S. Wagner (MN #0398332)

Kyle Pozan (pro hac vice)

R. David Hahn (MN #0401262)

# LOCKRIDGE GRINDAL NAUEN P.L.L.P.

100 Washington Avenue South, Suite 2200

Minneapolis, MN 55401

Tel: 612-339-6900 Fax: 612-339-0981

wjbruckner@locklaw.com

bdclark@locklaw.com aswagner@locklaw.com

## kjpozan@locklaw.com rdhahn@locklaw.com

# Co-Lead Counsel for Consumer Indirect Purchaser Plaintiffs

Daniel E. Gustafson (#202241)

Daniel C. Hedlund (#258337)

Michelle J. Looby (#0388166)

Joshua J. Rissman (#0391500)

Anthony J. Stauber (#0401093)

### **GUSTAFSON GLUEK PLLC**

Canadian Pacific Plaza

120 So. Sixth Street, Suite 2600

Minneapolis, MN 55402

Tel: 612-333-8844

Fax: 612-339-6622

dgust af son@gust af songluek.com

dhedlund@gustafsongluek.com

mlooby@gustafsongluek.com

jrissman@gustafsongluek.com

tstauber@gustafsongluek.com

# Dennis J. Stewart (admitted pro hac vice)

### **GUSTAFSON GLUEK PLLC**

600 B Street, 17th Floor

San Diego, CA 92101

Tel: 612-333-8844

Fax: 612-339-6622

dstewart@gustafsongluek.com

Adam J. Zapala (admitted pro hac vice)

Elizabeth T. Castillo (admitted pro hac

vice)

James G. Dallal (admitted pro hac vice)

# COTCHETT, PITRE & MCCARTHY, LLP

840 Malcolm Road, Suite 200

Burlingame, CA 94010

Tel: 650-697-6000 Fax: 650-697-0577

azapala@cpmlegal.com

ecastillo@cpmlegal.com

## jdallal@cpmlegal.com

Alexander E. Barnett (*admitted pro hac vice*)

# COTCHETT, PITRE & MCCARTHY, LLP

40 Worth Street Suite 602 New York, NY 10013 Tel: 212-201-6820

Fax: 917-398-7753 abarnett@cpmlegal.com

Jason S. Hartley (admitted pro hac vice) Jason M. Lindner (admitted pro hac vice) Fatima G. Brizuela (admitted pro hac vice)

## **HARTLEY LLP**

101 W. Broadway, Suite 820 San Diego, CA 92101 Tel: (619) 400-5822 hartley@hartleyllp.com lindner@hartleyllp.com brizuela@hartleyllp.com

Megan E. Jones (admitted pro hac vice)

### HAUSFELD LLP

600 Montgomery Street, Suite 3200 San Francisco, CA 94111 Tel: 415-633-1908 mjones@hausfeld.com

Timothy S. Kearns (*admitted pro hac vice*)

### HAUSFELD LLP

888 16th St. NW, Suite 300 Washington, DC 20006 Tel: 202-540-7200 tkearns@hausfeld.com

# Interim Co-Lead Counsel for the Proposed Direct Purchaser Plaintiffs

Jonathan W. Cuneo (*pro hac vice*) Alec Blaine Finley (*pro hac vice*)

## **CUNEO GILBERT & LADUCA, LLP**

4725 Wisconsin Ave. NW, Suite 200

Washington, DC 20002

Tel: 202-789-3960 Fax: 202-789-1813 jonc@cuneolaw.com bfinley@cuneolaw.com

John W. ("Don") Barrett (pro hac vice) David McMullan, Jr. (pro hac vice) Katherine Riley (pro hac vice) Sarah Sterling Aldridge (pro hac vice)

## BARRETT LAW GROUP, P.A.

404 Court Square N

P.O. Box 927

Lexington, MS 39095

Tel: 662-834-2488 Fax: 662-834-2628

dbarrett@barrettlawgroup.com

dmcmullan@barrettlawgroup.com

kbriley@barrettlawgroup.com

saldridge@barrettlawgroup.com

Shawn M. Raiter (MN#240424)

# LARSON KING, LLP

30 E 7th St., Suite 2800

St. Paul, MN 55101-4922

Tel: 651-312-6500 Fax: 651-312-6615 sraiter@larsonking.com

Interim Co-Lead Counsel for the Commercial and Institutional Indirect Purchaser Plaintiffs

Patrick J. Ahern

# AHERN AND ASSOCIATES, P.C.

Willoughby Tower

8 South Michigan Avenue, Suite 3600

Chicago, Illinois 60603

Tel: (312) 404-3760

patrick.ahern@ahernandassociatespc.com

Patrick J. Lee-O'Halloran (#269074) THOMPSON TARASEK LEE-O'HALLORAN PLLC

7101 York Avenue South, Suite 255

Edina, MN 55435 Tel: (612) 568-0132

Fax: (612) 564-6976 patrick@ttolaw.com

Attorneys for Plaintiffs Winn-Dixie Stores, Inc., and Bi-Lo Holding, LLC